

IN THE DISTRICT COURT OF GUAM  
TERRITORY OF GUAM  
CRIMINAL MINUTES

**FILED**

DISTRICT COURT OF GUAM

SEP 30 2005

MARY L.M. MORAN  
CLERK OF COURT

CASE NO. MJ-05-00049

DATE: September 30, 2005

HON. JOAQUIN V. E. MANIBUSAN, JR., Magistrate Judge, Presiding

Law Clerk: Judith Hattori

Court Recorder: Wanda M. Miles

Courtroom Deputy: Leilani Toves Hernandez

Hearing Electronically Recorded: 2:23:31 - 2:53:55

CSO: B. Benavente / J.Lizama

\*\*\*\*\* APPEARANCES \*\*\*\*\*

DEFT: JIN MU

(X) PRESENT ( ) CUSTODY ( ) BOND ( ) P.R.

ATTY : MARK SMITH

(X) PRESENT ( ) RETAINED ( ) FPD (X) CJA APPOINTED

DEFT: YI XU CHEN

(X) PRESENT ( ) CUSTODY ( ) BOND ( ) P.R.

ATTY : SAMUEL S. TEKER

(X) PRESENT ( ) RETAINED ( ) FPD (X) CJA APPOINTED

DEFT: XIU YAN LI

(X) PRESENT ( ) CUSTODY ( ) BOND ( ) P.R.

ATTY : G. PATRICK CIVILLE

(X) PRESENT ( ) RETAINED ( ) FPD (X) CJA APPOINTED

DEFT: RONG HUA TONG

(X) PRESENT ( ) CUSTODY ( ) BOND ( ) P.R.

ATTY : F. RANDALL CUNLIFFE

(X) PRESENT ( ) RETAINED ( ) FPD (X) CJA APPOINTED

U.S. ATTORNEY: FRED BLACK

AGENT: MIKE HERNANDEZ, B.I.C.E.

U.S. PROBATION: ROSANNA VILLAGOMEZ-AGUON

U.S. MARSHAL: S. LUJAN / M. UNGACTA

INTERPRETER: FOO MEE CHUN CLINARD

LANGUAGE: CHINESE

PROCEEDINGS: INITIAL APPEARANCE RE COMPLAINT

(X) FINANCIAL AFFIDAVITS REVIEWED AND ACCEPTED:

JIN MU: MARK SMITH, ATTORNEY APPOINTED YI XU CHEN: SAMUEL S. TEKER, ATTORNEY APPOINTED

XIU YAN LI: G. PATRICK CIVILLE, ATTORNEY APPOINTED RONG HUA TONG: F. RANDALL CUNLIFFE, ATTORNEY APPOINTED

(X) DEFENDANTS SWORN AND EXAMINED:

XIU YAN LI: 14 YEARS SCHOOL COMPLETED

RONG HUA TONG: 10 YEARS SCHOOL COMPLETED

(X) DEFENDANTS LI and TONG WERE ARRAIGNED AND ADVISED OF THEIR RIGHTS, CHARGES AND PENALTIES

(X) DEFENDANT LI and TONG WAIVED READING OF (X) COMPLAINT ( ) INFORMATION ( ) INDICTMENT

(X) PLEA ENTERED:

XIU YAN LI: ( ) GUILTY (X) NOT GUILTY - TO: COUNT II

RONG HUA TONG: ( ) GUILTY (X) NOT GUILTY - TO: COUNT II

(X) PRELIMINARY EXAMINATION SET FOR: OCTOBER 7, 2005 at 9:30 A.M.

(FOR DEFENDANT'S MU AND CHEN)

(X) TRIAL SET FOR: NOVEMBER 17, 2005 at 9:30 A.M.

(FOR DEFENDANT'S LI AND TONG)

(X) DEFENDANTS REMANDED TO THE CUSTODY OF THE U.S. MARSHAL SERVICE FOR ( ) PROCESSING (X) DETENTION

NOTES:

Trial Order executed. Mr. Smith and Mr. Teker submitted to the Pretrial Services Report regarding detention. Mr. Civile and Mr. Cunliffe argued for the release of their clients. Government opposed their release.

The Court remanded all the defendant's to the custody of the U.S. Marshal.